

**BEFORE THE FLORIDA  
JUDICIAL QUALIFICATIONS COMMISSION**

**INQUIRY CONCERNING A  
JUDGE, NO. 01-244**

**CASE NO.: SC01-2670**

**SECOND AMENDED NOTICE OF DEPOSITION DUCES TECUM**

(as to date and time)

PLEASE TAKE NOTICE that pursuant to the Florida Rules of Civil Procedure, that on Friday, March 22, 2002, beginning at the hour of 11:00 a.m. (2:00 p.m. E.S.T.) at the Monterey Peninsula Court Reporters, 2801 Monterey-Salinas Highway, Monterey, California before Official Court Reporter, or any other office authorized by law to take depositions in the State of California, the Respondent will, upon oral examination, take the deposition of the following named, to wit:

Investigator Brown

Who interviewed Jane Doe on June 15, 2001 at 0056 (time)

In the Matter of People v. Cope

Monterey County District Attorney's Office

Monterey, California

Such oral examination will continue from day to day until completed. You are hereby notified to appear and take part in said examination as you may be advised, and as shall be fit and proper. This deposition is being taken for the purpose of discovery, for use as evidence at trial or for other purposes as are permitted under the applicable Statutes or Rules of Court.

Respectfully submitted,

ROBERT W. MERKLE, ESQ.

Florida Bar Number: 138183

MERKLE & MAGRI, P.A.

5510 West LaSalle Street

Tampa, Florida 33607

Telephone: (813) 281-9000

Facsimile: (813) 281-2223

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via facsimile and U.S. Mail to: **Judge James R. Jorgenson**, Chair of the Judicial Qualifications Commission Hearing Panel, 3<sup>rd</sup> District Court of Appeal, 2001 S.W. 117<sup>th</sup> Avenue, Miami, Florida 33175-1716; **John Beranek, Esq.**, Counsel to the Hearing Panel of the Judicial Qualifications Commission, P.O. Box 391, Tallahassee, Florida 32302; **John S. Mills, Esq.**, Special Counsel, Foley & Laudner, 200 Laura Street, Jacksonville, Florida 32201-0240; **Brooke S. Kennerly**, Executive Director of the Florida Judicial Qualifications Commission, 1110 Thomasville Road, Tallahassee, Florida 32303; **Thomas C. MacDonald, Jr., Esq.**, General Counsel to the Investigative Panel of the Judicial Qualifications Commission, 100 North Tampa Street, Suite 2100, Tampa, Florida 33602, **Louis Kwall, Esq.**, Co-Counsel for Respondent, 133 North Ft. Harrison Avenue, Clearwater, Florida 33755 this 20<sup>th</sup> day of March, 2002.

ROBERT W. MERKLE, ESQ.

**BEFORE THE FLORIDA  
JUDICIAL QUALIFICATIONS COMMISSION**

**INQUIRY CONCERNING A  
JUDGE, NO. 01-244**

**CASE NO.: SC01-2670**

**SUBPOENA DUCES TECUM FOR DEPOSITION**

THE STATE OF CALIFORNIA:

TO: Investigator Brown  
Who interviewed Jane Doe on June 15, 2001 at 0056 (time)  
In the Matter of People v. Cope  
Monterey County District Attorney's Office  
Monterey, California

**YOU ARE COMMANDED** to appear before a person authorized by law to take depositions at Monterey Peninsula Court Reporters, 2801 Monterey-Salinas Highway, Monterey, California on Tuesday, March 12, 2002 at 11:00 a.m., for the taking of your deposition in this action and to have with you at that time and place the following:

1. Copies of any and all documents relating to Charles W. Cope, including but not limited to reports, notes of interview, booking records, telephone logs, memoranda, witness statements, photographs, audio recordings, video recordings and officer notes.
2. Copies of any and all documents relating to Lisa V. Jeanes, including but not limited to any writings referencing or relating to personal or telephonic contact, memoranda, correspondence, statements, photographs, audio recordings, video recordings and officer notes.
3. Copies of any and all documents relating to Nina V. Jeanes, including but not limited to any writings referencing or relating to personal or telephonic contact, memoranda, correspondence, statements, photographs, audio recordings, video recordings and officer notes.

If you fail to appear, you may be in contempt of court.

You are subpoenaed to appear by the following attorney, and unless excused from this subpoena by this attorney or the court, you shall respond to this subpoena as directed.

**ROBERT W. MERKLE**, Esquire  
For the Court

Dated: February 28, 2002

**ROBERT W. MERKLE**

Florida Bar No. 138183

MERKLE & MAGRI, P.A., 5510 West LaSalle Street, Tampa, Florida 33607

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